

*The Breach of Publick Faith  
Exemplify'd:*

OR, THE

Contract of Marriage

BETWEEN

*Lewis XIV. of France,*

AND THE

Most Serene Infanta of *Spain,*

Eldest Daughter of the Catholick King:  
Concluded the 7th of Nov. 1659.

Together with

The *French* King's Power to Cardinal *Mazarine*, to treat of the said Marriage.

His Ratification of the said Treaty.

His Mandate to the Parliament of *Paris*, to enregister his Contract of Marriage.

The Extract of the Records of Parliament. And,

The Solemn OATH taken by that Prince for the Observation of the said Contract.

L O N D O N,

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## The Preface.

**W**HILE the Publick is amus'd with the Discourse of King Philip's Renunciation of the Crown of France, 'twas thought a seasonable Opportunity to publish in our Native Language a Piece so authentick as the following Contract, &c. by which it will be easy to judg how far the Protestant Religion and the Liberty of Europe are like to be secur'd, by the Ingagements of such Princes as never scruple to break the most Sacred Oaths that can be taken.

I have ever been cautious of imposing upon the World by Second-hand Publications, and therefore made the most diligent Enquiry whether this Piece had appear'd in English. I thought (if any where) I should have met with it, in the Octavo Volume of Modern Treaties lately publish'd; but not finding it there, I determin'd to translate it, that it might not only come out thus separately, but also be very aptly inserted in a Second Volume of that valuable Work, which is now in the Press. How such a Piece which is decisive of the Rights and Pretensions of the two Royal Families of Austria and Bourbon, has hitherto escap'd the Curiosity of all our Translators, I know not, except it be that I believe the French Copy is not readily to be met with. That in my possession, is a Fragment, which perhaps may be part of the Piece, for the Publication of which, the famous Monsieur St. Evremont was banish'd France, about the time of the Pyrenean Treaty. Whether I am right in this Conjecture, is of no Importance to the thing itself: but if not, I shall

shall be glad to be corrected by those who are better informed.

*As the Wit of Man, I believe, cannot form any thing more binding on a Prince than what is here exhibited, 'tis hop'd that those Statesmen who lay so much stress on King Philip's Renunciation, will present the Publick with what new Discoveries they have made in Politicks, unknown to the wisest Heads in the last Century.*

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Lately Publish'd,

**Anguis in Herba: Or the Fatal Consequences of a Treaty with France.** Wherein is prov'd, That the Principles whereby the French King governs himself, will not allow him to observe any Treaty longer than it is for his Interest to break it. That he has always aim'd at the Union of the Crowns of France and Spain since the Pyrenean Treaty. That, notwithstanding his Pretences to the contrary, such is his Design at this Day. And That nothing can prevent it but to reduce his Power to such a Degree, as may perfectly break his Measures.

Price Six Pence.



*The Contract of Marriage of the most Christian King with the most Serene Infanta, eldest Daughter of the Catholick King. The 7th of November, 1659.*

**L**EWIS, by the Grace of God, King of *France* and *Navarre*. To all those who shall see these present Letters, Greeting. Whereas the Treaty of Marriage between Us and the most Serene Infanta of *Spain* Donna *Maria Theresa*, eldest Daughter of our most Dear and most Beloved Brother and Uncle, Don *Philip IV.* of that Name, King of *Spain*, has been concluded, agreed on and sign'd by our most Dear and most Beloved Cousin, Cardinal *Mazarini*, on our part; and the Lord Don *Lewis Mendez de Haro*, on the part of the said King of *Spain*, on the 7th Day of *November*, in the Isle call'd *the Isle of Pheasants*, in the River of *Bidassoa*, on the Confines of the two Kingdoms of *France* and *Spain*, by virtue of their Powers and Commissions: By the last Article of which Treaty our said Cousin Cardinal *Mazarini*, having promis'd and stipulated in our Name, to cause our Letters of Ratification to be furnish'd in the usual form and manner, and to cause the same to be deliver'd within thirty Days, with Derogation from any Laws, Customs and Dispositions, which might be contrary to the said Treaty, of which the Tenor followeth.

In the Name of the most Holy Trinity, Father, Son and Holy Ghost, three Persons in one only True God, to his Honour and Glory, and for the Good of these Kingdoms.

**We it known** to all Persons who shall see these present Letters and Contract of Marriage. *That whereas* in the Isle call'd *the Isle of Pheasants*, situated in the River of *Bidassoa*, half a League from the Burgh (or Borough) of *Audage*, in the Province of *Guyenne*,

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and at the same distance from the Town of *Irun*, in the Province of *Guipuscoa*, and in the House this year built in the said Isle, there to treat concerning the Peace between their most Christian and Catholick Majesties, this 7th of *November*, in the year reckon'd since the Birth of *Jesus Christ* our Lord and Redeemer, 1659. before me *Peter Colona*, Knight of the Order of *St. James* Lord of the Towns of *Chozas*, of *Cavales*, and of *Tunchillen*, of the Council of the *Indies*, Secretary of State, Scribe and Notary to his Royal Catholick Majesty; appear'd the most Eminent Lord *Messire Julian Mazarini*, Cardinal of the Holy *Roman Church*, Duke of *Maine*, Chief of all the Councils of the most High, most Excellent, and most Mighty Prince *Lewis XIV.* by the Grace of God most Christian King of *France* and of *Navarre*, by virtue of the Power he has from his most Christian Majesty, written in the *French Tongue*, sign'd with his Royal Hand, and seal'd with his Royal Seal, countersign'd by the *Sieur de Lomenie*, his Secretary of State; given at *Paris* the 21st Day of *June* 1659. which Power remains in my hands, and the Copy of which shall be inserted at the end of these Presents, on one part: and on the other part, the most Excellent Lord *Don Lewis Mendez de Haro*, and *Gusman Marquis of Carpio*, Count Duke of *Olivarez*, perpetual Governör of the Royal Palaces, and Arsenal of *Seville*, perpetual Great Chancellor of the *Indies*, of his Catholick Majesty's Council of State, Great Commander of the Order of *Alcantara*, Gentleman of his said Majesty's Bedchamber, and his Master of the Horse. And in the Name of the most High, most Excellent, and most Mighty Prince *Philip IV.* also by the Grace of God, King of *Castile*, *Leon*, *Arragon*, of the two *Sicilies*, of *Jerusalem*, of *Portugal*, of *Navarre*, and of the *Indies*, &c. Archduke of *Austria*, Duke of *Burgundy*, of *Brabant* and of *Milan*, Earl of *Hapsburg*, of *Flanders* and of *Tirol*, &c. And by virtue of the Power which he has from his Catholick Majesty, by a Deed sign'd with his Royal Hand, seal'd with his Royal Seal, and counter-sign'd by *Don Ferdinand de Fonseca*, *Ruiz de Contreras*, his Secretary of State; given at *Madrid*, the 5th Day of *July* of this present Year; as King, Father and lawful Administrator of the most Serene Infanta,

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the Lady *Maria Theresa* his eldest Daughter, and of the late Queen *Elizabeth*, his lawful Spouse: And the foresaid Lord Cardinal *Mazarini*, in the Name of his most Christian Majesty, and the Marquis Count of *Olivarez*, in the Name of his Catholick Majesty, by virtue of their Powers aforesaid, said and declar'd, That their Majesties, as most Christian and Catholick Kings, who have much at heart the Good of their Kingdoms, and the Confirmation of the Peace which is now making between the two Crowns; desiring that the Duration of this Peace may not only extend to that of their Majesties Lives, but may pass with the same Firmness to their Successors and Descendants; and judging that the most effectual Means to attain that Blessed End, is to renew straitly their Alliances, by the Bond of a happy Marriage: Their Majesties, with the Grace of God, and for his Service, have treated and agreed upon the Espousals and Marriage of his Majesty the most Christian King with the most Serene Infanta, the Lady *Maria Theresa*, his Catholick Majesty's eldest Daughter; to the end to confirm the more by that new Tie, the Love, Friendship and Union which is, and which is desir'd to be preserv'd between their said Majesties. And for that effect, the aforesaid Lords Plenipotentiaries, in the Names aforesaid, have treated and agreed upon the following Articles.

That, with the Grace and Blessing of God, his Holiness's Dispensation being first obtain'd, by reason of the Proximity of Blood between the most Christian King and the most Serene Infanta, they shall cause their Espousals and Marriage to be celebrated by † Proxy, according to the Form and Solemnity prescrib'd by the Sacred Canon, and the Constitutions of the Catholick, Apostolick and *Roman Church*: which Espousals and Marriage shall be perform'd at his Catholick Majesty's Court, wheresoever it shall be, with the most Serene Infanta, the Lady *Maria Theresa*; and that by virtue

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† The Term is in the Original Paroles de Present; I cannot apprehend any other Meaning it can have, but the Words and Engagements in the Office of Matrimony, pronounc'd by the King's Proxy, at the Ceremony of Marriage.



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of the Commission of the most Christian King, who shall ratify and accomplish the same in Person, when the most Serene Infanta, the Lady *Maria Theresa*, shall be conducted to, and arriv'd in *France*; his Majesty joining himself with her Highness, and receiving the Blessings of the Church: And the Conclusion and Ratification of the said Marriage, whether by a special Power or in presence, shall be made when, and at the time concerted between their Majesties.

That his Catholick Majesty promises and obliges himself to give, and shall give to the most Serene Infanta the Lady *Maria Theresa* as her Portion, and in favour of her Marriage with the most Christian King of *France* and shall pay to his most Christian Majesty, or to the Person who shall have Power and Commission from him, the Sum of 500000 Crowns of Gold, or their just Value, in the City of *Paris*: which Sum shall be paid in the following manner; one Third at the time of the Consummation of the Marriage; another Third at the end of one Year after the Consummation of the Marriage and the last Third six Months afterwards; so that the entire Payment of the said Sum of 500000 Crowns of Gold, or their just Value, shall be made in Eighteen Months, at the Terms, and in the Manner just now specify'd.

That his most Christian Majesty obliges himself to settle, and shall settle the Portion of the most Serene Infanta, the Lady *Maria Theresa*, upon good Rents and well assur'd, and upon valuable Funds and Assignments, to the satisfaction of his Catholick Majesty, or the Persons whom he shall appoint for that effect, in such measure and proportion as his said Majesty shall receive the 500000 Crowns, or their just Value, at the Terms above express'd; and shall forthwith send to his Catholick Majesty, the Deeds of the foresaid Assignment and Consignment of Rents: and in case of the Dissolution of the Marriage, and that the Restitution of the Portion take place according to Law, it shall be restor'd to the most Serene Infanta, or to the Person who shall be entitled, or have Power from her Highness; and during the time which shall elapse that her said Portion shall not be restor'd, her Highness, her Heirs and Successors shall enjoy the Revenue of the said 500000 Crowns of Gold.



Gold, at the rate of 5 per Cent. which shall be paid by virtue of the said Assignments.

That upon Condition of the effectual Payment to his most Christian Majesty of the said 500000 Crowns of Gold, or their just Value, at the terms before express'd, the most Serene Infanta shall hold herself contented, and shall be satisfy'd with the foresaid Portion, without alledging henceforth any Right, or intending any Action or Demand, pretending that there does or can belong to her any greater Estate, Right, Reason or Action, by reason of the Inheritance or greater Successions of their Catholick Majesties her Father and Mother; or by Contestation of their Persons in any other manner, or for any other Cause or Title whatsoever, *whether she knew it, or were ignorant of it*; since of whatever Quality or Condition the abovesaid Actions or Things may be, she ought to remain excluded: and before the celebrating of her Espousals, she shall make a Renunciation in good and due Form, and with all the Assurances, Forms and Solemnities which are requisite and necessary: which said Renunciation she shall make before she is marry'd by Proxy, which immediately after her Marriage she shall ratify and approve, jointly with the most Christian King, with the same Form and Solemnities that she shall observe at her said first Renunciation, to wit, with the Clauses which shall be found *the most convenient and necessary*. To the Effect and Accomplishment of which Renunciation, his most Christian Majesty and her Highness, shall, and do from this present time, remain as then oblig'd; and in case they do not make the said Renunciation and Ratification, by virtue of this present Contract by Capitulation, the foresaid Treaties, Renunciation and Ratification shall be held and deem'd from this present, as then, as well and duly made, pass'd and granted; which shall be done in the most authentick and effectual Form that may be, to render the same good and valid; together with all the Clauses derogatory from any Law, Jurisdiction, Custom, Right and Constitutions thereunto contrary, or which might hinder in the whole or in part, the said Renunciations or Ratifications: From which, for the Effect and Validity above, their most Christian and Catholick Majesties shall derogate, and do from this present

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sent entirely derogate; and by reason of the Approbation and Ratification which they shall make of this present Contract and Capitulation, they shall and do from this present, as then, understand and mean to have derogated from all Exceptions above-mention'd.

That whereas their most Christian and Catholick Majesties have agreed and do agree to conclude the Marriage, for the better perpetuating and securing by that Knot and Bond the Publick Peace of *Christendom*, and between their Majesties the brotherly Love that is expected betwixt them; and also in Contemplation of the just and lawful Causes, which shew and persuade the Equality and Convenience of the said Marriage, by means whereof, and by the Grace and Favour of God, very happy Events may be expected, to the great Good and Increase of the Christian Faith and Religion, to the Benefit and Happiness of the Kingdoms, Subjects and Vassals of the two Crowns; as also for what touches and concerns the Publick Welfare, and the Preservation of the two Crowns, which being so great and powerful cannot be united into one; and for preventing from this present time any occasion of such an Union. Wherefore, considering the Qualities of the aforesaid Persons, and other just Reasons, and notably that of the Equality that is to be preserv'd; their Majesties grant and agree by a conventional Pact and Contract between them, *which shall issue and have the Place, Force and Vigour, of a firm and stable Law for ever, in favour of their Kingdoms, and of the Publick Good thereof;* That the most Serene Infanta of *Spain*, the Lady *Maria Theresa*, and the Children to be born of her, whether Male or Female, and their Descendants, of the First, Second, Third or Fourth Generations, of whatsoever Degree they may be, **EVEN FOR EVER**, cannot succeed, nor shall succeed to the Kingdoms, States, Lordships and Dominions which do belong and shall belong to his Catholick Majesty, and which are contain'd under the Titles and Qualities mention'd in this present Capitulation, nor to any other of his Kingdoms, States, Lordships, Provinces, Isles adjacent, Fiefs, Captainries, nor to the Frontiers which his Catholick Majesty possesses at present, or which belong to him, or may belong to him, as well within as without the

the Kingdom of Spain; and which in time to come, his said Catholick Majesty or his Successors, shall have, possess, and shall belong to them, nor to any therein comprehended, or depending thereupon, nor even to any which in time to come, whensoever that may happen, his said Majesty may purchase, acquire and add to his said Kingdoms, States and Dominions, or which he may disengage, or which may fall to him by Devolution, or by any other Title, Right or Reason whatsoever, whether it should be during the Life of the said most Serene Infanta, the Lady *Maria Theresa*, or after her death in that of any of her Descendants of the First, Second, Third or more remote Generations, that the Case or the Cases shall happen, by which either by Right, or by the Laws and Customs of the said Kingdoms, States and Dominions, whether by the Disposition of Titles, or Pretensions, whereby they might succeed, or pretend to succeed to the said Kingdoms, States and Dominions, the Succession ought to belong to them. In all which Cases, from this present time, the said Lady *Maria Theresa* says and declares herself to be well and duly excluded, together with all her Children and Descendants, Male or Female, altho they would, or might try to pretend that the foresaid Reasons of Publick Interest, or any other upon which the said Exclusion might be founded, do not take place, nor can, nor ought to be consider'd, to the prejudice of their Persons; or tho they would alledg (which God forbid) *That the Line of his Catholick Majesty, and of his most Serene Princes and Infanta's; and moreover, of the Males which he has or may have for his Successors, were extinct or fail'd, by reason that as it has been said, neither she, nor they her heirs or Descendants, can in any case, at any time, or in any manner that can happen, succeed or pretend to succeed, notwithstanding all Laws, Customs, Ordinances and Dispositions, by virtue whereof any have hitherto succeeded to the aforesaid Kingdoms, States and Dominions. And also notwithstanding all the Laws and Customs of the Crown of France, which oppose the said Exclusion to the prejudice of the Successors to that Crown, as well for the present as for the future; and in the Cases which would have delay'd for a long time the said Successions. From all which Considerations, and from every one of them*



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in particular, their said Majesties do derogate, in as far as they hinder or are contrary to the Contents of the Contract, or the Accomplishment and Execution thereof: From which they do derogate in order to the Approbation and Ratification of this present Capitulation and hold the same to be derogated accordingly. They will and intend that the most Serene Infanta and her Descendants, remain in time to come, and for ever incapable of succeeding at any time or in any case, to the States of the Country of *Flanders*, County of *Burgundy* and *Charolois*, their Appurtenances and Dependencies. In the same manner also they declare most expressly, that in case the most Serene Infanta should remain a Widow (which God forbid) without Children by this Marriage, that then she shall be free and absolv'd from this Exclusion and moreover declar'd capable of her Rights, and of the Succession of all that may belong or fall to her, in two Cases only; the one, if she remaining a Widow after this Marriage, should come back to *Spain*; the other, if for reasons of State, for the Publick Good, and for just Considerations she should marry again, according to the Will of the Catholick King her Father, or the Prince her Brother: In which two Cases she shall remain capable and able to succeed and inherit.

That the most Serene Infanta, the Lady *Maria Theresa*, before the Celebration of her Marriage by Proxy shall give, promise and grant a Writing, by which she shall be oblig'd, as well for herself as her Heirs and Successors, to the Accomplishment and Observation of what is above and of her own Exclusion, and that of her Descendants; shall approve and ratify the Whole as it is contain'd in this present Capitulation, with the necessary and requisite Clauses and Oaths: and inserting the foresaid Obligation and Ratification which her Highness shall have given and made of this present Capitulation, she shall make another such like, jointly with the most Christian King, as soon as she shall be espoused and marry'd, which shall be enter'd in the Records of the Parliament of *Paris*, according to the usual Form with the other necessary Clauses. As also on the part of his Catholick Majesty, he shall cause the Renunciation and Ratification, to be approv'd and ratify'd, with the other necessary Clauses, with the usual Form and



Vigour; and shall also cause the same to be enter'd in the Records of his Council of State. And whether the said Renunciations, Ratifications and Approbations be made or not made; they shall from this present time, and by virtue of this present Capitulation, and of the Marriage which shall ensue thereupon, and in contemplation of all the things aforesaid, be held and deem'd well and truly made and granted, and as pass'd and enter'd in the Records of the Parliament of *Paris*, by the Publication of the Peace in the Kingdom of *France*.

That the most Christian King shall give to the most Serene Infanta, the Lady *Maria Theresa*, for her Rings and Jewels, the Value of 50000 Crowns of Gold, which with all the others that she shall carry with her, shall belong to her without difficulty, as Goods of her Patrimony, fit for her Highness, and for her Heirs and Successors, or those who shall have their Right and Title. That his most Christian Majesty, according to the antient and laudable Custom of the House of *France*, shall assign and constitute to the most Serene Infanta, the Lady *Maria Theresa*, for her Dowry, 20000 Crowns of Gold yearly, which shall be assign'd upon Revenues and Lands where there shall be a Court of Judicature; of which the chief Place shall have the Title of a Dutchy, and consecutively to the value of the aforesaid Sum of 20000 Crowns of Gold every Year: which Place and Titles so given and assign'd, the said most Serene Infanta shall enjoy in her own Person, and by her Authority, and that of her Commissioners and Officers, and shall have a Court of Justice, as it has been always practis'd. Furthermore, to her shall belong the Provision of all the vacant Offices, as the Queens of *France* have been accustom'd to have; provided always notwithstanding, that the said Offices shall be given to none but native *Frenchmen*; as also the Administration and Farms of the said Lands, according to the Laws and Customs of the Kingdom of *France*: of which aforesaid Assignment the said most Serene Infanta, the Lady *Maria Theresa*, shall enter into possession and Enjoyment as soon as her Dowry shall take place, to enjoy the same during her Life, whether she shall remain in *France*, or retire elsewhere out of *France*.

That

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That his most Christian Majesty shall give and assign to the most Serene Infanta the Lady *Maria Theresa*, for the Expence of her Chamber, and Entertainment of her State and Household, a convenient Sum, suitable to the Wife and Daughter of such great and mighty Kings; assigning the same to her in the form and manner wherein it is usual to make Assignments for such Settlements in *France*.

That the most Christian King, and the most Serene Infanta the Lady *Maria Theresa*, shall espouse and marry each other, by a Proxy to be sent by the most Christian King to the most Serene Infanta, by the word of one present; which done, his Catholick Majesty shall cause her to be conducted at his Expence to the Frontiers of the Kingdom of *France*, with the Dignity and Splendour that becomes the Wife and Daughter of such great Kings; and in like manner shall she be receiv'd by the most Christian King.

That in case the Marriage between his most Christian Majesty, and the most Serene Infanta the Lady *Maria Theresa*, be dissolv'd, and her Highness survives his most Christian Majesty, in that case she may freely, and without any Impediment whatsoever, return to the Kingdom of *Spain*, or to the Places or Countries which she shall think convenient out of *France*, whensoever she shall think fit, with all her Goods, Portion and Dowry, Rings, Jewels and Vestments, Plate and other Movables whatsoever, with her Officers and Servants of her Household: to which no Opposition shall be made, for any reason whatsoever, that shall or may happen; nor any stop put to her Departure, directly or indirectly, or any Impediment to the enjoying or recovering of her said Portion and Dowry, or other Assignments made, or which ought to have been made to her. And for that purpose his most Christian Majesty shall give to his Catholick Majesty, on behalf of the said most serene Infanta the Lady *Maria Theresa* his Daughter, such Letters of Security as shall be necessary, sign'd with his own Hand, and seal'd with his Seal; and from henceforth as then, his most Christian Majesty shall for himself, and the Kings his Successors, promise and assure them thereof, upon the Faith and Word of a King,

This Treaty and Agreement of Marriage is made, with the design to beseech our Holy Father the Pope, as at this present time their Majesties do beseech him, that he would be pleas'd to approve it, and give his Apostolical Blessing to it ; as also to approve the Capitulations and Ratifications which their Majesties and her Highness shall have made, and the Writings and Oaths which shall be made for its Accomplishment, inserting the same in his Letters of Approbation and Benediction. That their most Christian and Catholick Majesties shall approve and ratify this present Capitulation, and every thing contain'd therein ; shall promise and oblige themselves, upon their Faith and Royal Word, inviolably to keep and accomplish the same ; shall deliver their Briefs or Letters to that effect in the usual Form, with Clauses derogatory from any Laws, Rights or Customs contrary thereunto, and from which it is convenient to derogate : Which said Briefs, or Letters of Ratification of this present Writing, they shall deliver to each other respectively, within thirty days, to be computed from the day of the date of these Presents, by the means of the Ambassadors and Ministers, who shall be resident at the Courts of their most Christian and Catholick Majesties, with the Obligation and Pledg of their Faith and Royal Word, that they will fulfil and keep the same, and command it to be entirely observ'd and kept, without any failure whatsoever, in all or any part thereof ; and that they shall not go about or attempt, or suffer any thing to the contrary to be gone about or attempted, directly or indirectly, or in any other manner or way whatsoever : for so the said Lords Plenipotentiaries have promis'd and stipulated, by virtue of the Powers they have from their Majesties. At which were present, on the part of *France*, Messieurs the Duke of *Guise* ; the Count of *Harcourt*, Great Master of the Horse, and Governor of *Alsatia* and *Philipsburg* ; the Marshal de *Clerembaud*, Governor of *Berry* ; the Duke of *Crequy*, first Gentleman of the Bedchamber of the aforesaid Lord the most Christian King ; the Bailiff of *Souvre*, Count of *Olonne* ; the Marquis of *Vardes*, Captain of the hundred *Switzers* of his said Majesty's Guard ; the Marquis of *Soyecourt*, Master of his said Majesty's Wardrobe ; *De Lyonne*, Minister of State ; *Courtin*, one of the



the Masters of Requests of his said Majesty's Household; *Devaun*, also Master of Requests of the said Household; and several other Lords and Chevaliers. And on the part of *Spain*, Messieurs the Marquiss of *Mondejar*, Gentleman of the Bedchamber of the said Lord the Catholick King; the Duke of *Mazara* and *Maqueda*; the Marquiss of *Balbazes*, Captain-General of the Gens-d'arms of the State of *Milan*; the Licentiate Don *Joseph Gonfalez*, of the Council and Chamber of his said Majesty, and President of his Finances; the Licentiate Don *Francisco Ramos* of *Manzano*, of his said Majesty's Sovereign Council of *Castile*; the Baron of *Bateville*, of his said Majesty's Council of War, and his Captain-General in the Province of *Guipuscoa*; Don *Rodrigue* of *Maxica*, of his said Majesty's Council of War, and Camp-Master-General of the Army of *Estremadura*, and several other Lords and Chevaliers. And the said Lords Contractants sign'd it with their Hands and Names, and requir'd of me a Copy of all this Capitulation, and of all those that shall be translated and render'd into another Language, which might be necessary for them. Sign'd, The Cardinal *Mazarini*, and Don *Lewis Mendez*. Made and pass'd before me the aforesaid Secretary, Scribe and Notary Publick, the Year and Day aforesaid. Sign'd *Pedro Colona*; in witness of the Truth, *Pedro Colona* with a flourish.

*The Tenour of the full Power given by the most Christian King to Cardinal Mazarine, to treat of his Marriage with the most Serene Infanta, the Lady Maria Theresia of Spain.*

**L**EWIS, by the Grace of God, King of *France* and *Navarre*; To our most dear and most beloved Cousin the Cardinal *Mazarine*, Greeting. Whereas by the Treaty of Peace made between Us, and our most dear and most beloved good Brother and Uncle the King of *Spain*, Don *Philip IV.* and sign'd by our Plenipotentiaries the 4th of this present month of *June*, it is stipulated and agreed, that you our said Cousin, as our first and chief Minister, and the first and chief Minister of



our Brother and Uncle, should forthwith transport your selves to the Frontiers of the two Kingdoms, with sufficient Powers, there, amongst other things, to agree together, on the reciprocal Conditions of our Marriage with the most Serene Infanta of *Spain*, Donna *Maria Theresa*, eldest Daughter of our said good Brother and Uncle, whom we have declar'd, by the aforesaid Treaty of Peace, that we do desire for our Spouse, because of the singular Esteem which we have for her Person, and for the rare and excellent Qualities of so great a Princess: And our said Brother and Uncle having likewise declar'd by the same Treaty, by his Plenipotentiary, that it is his Intention to grant her to us, the said Marriage being otherwise the most certain means for settling the Duration of the said Peace, and rendering our Friendship and Ties with our said Brother and Uncle more indissoluble, *for the Good and Advantage of Christendom, and the common Repose of our Subjects.*—For these Causes, fully confiding in the capacity of you our said Cousin the Cardinal *Mazarine*, and in your Loyalty, Prudence, Experience and Diligence, of which you give us on all occasions such signal and important Proofs, we have commission'd, order'd and deputed you, and do by these Presents, sign'd with our Hand, commission, order and depute you, to settle and agree, whether with the said first and chief Minister of our most dear Brother and Uncle the King of *Spain*, or others his Ministers and Deputies, having his Letters of Power pass'd in good and due form, upon the Paſts, Articles and Conditions of the said Marriage between us and the said most Serene Infanta, Donna *Maria Theresa*, eldest Daughter of the said Lord the Catholick King; the Time or the Place where it shall be celebrated, whether by the word of one present, or other ways, to accomplish and perfect the same, according to the Holy Decrees and Canons of the Catholick, Apostolick and *Roman* Church. To agree upon the Portion, Dowry, and Assignments thereof, to settle the Terms of Payment of the said Portion, and to give and accept on either side the Securities, Promises and Obligations which shall be necessary for the Accomplishment and Execution of all that shall be agreed and settled by you; and to promise, in our name, that we shall ratify and approve all that shall be

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done,

done, said and agreed to by you, in the business of the said Marriage, and generally in all the Premises, their Circumstances and Dependences, to do, stipulate, procure, demand, negotiate, conclude and sign, in the very same manner that we would or might do, if we were there personally present, altho the Case should require more special Mandate than is contain'd in these Presents. Promising upon the good Faith and Word of a King, by these Presents sign'd with our Hand, to approve and hold firm and stable for ever, ratify, accomplish and execute what shall by you be done, said and stipulated, procur'd, demanded, negotiated, concluded, promis'd, granted and sign'd concerning the said Marriage, and every thing depending thereon, without ever going about, or attempting any thing to the contrary, directly or indirectly: For doing whereof we have given, and do give you full Power, Ability and Authority, Commission and special Command. For such is our Pleasure. Given at *Paris* the 29th day of *June*, the year of Grace 1659. and of our Reign the Seventeenth. Sign'd, *Lewis*. And lower, by the King's Command, *De Lomenie*.

*The Tenour of the most Christian King's Ratification of the foresaid Treaty.*

**WE**, with the Advice of the Queen, our most honour'd Lady and Mother, of our most dear and most beloved only Brother the Duke of *Anjou*, of several Princes, Dukes, Peers and Officers of our Crown, and other great and notable Personages of our Council: After we had caus'd the said Treaty to be read to us word by word, have agreed, approv'd and ratify'd the same in all and every the Points and Articles thereof, and do agree, approve and ratify it by these Presents, sign'd with our Hand: Promising upon the good Faith and Word of a King to accomplish the same, and cause it to be observ'd and kept inviolably, without ever going about or attempting any thing contrary thereunto, directly or indirectly, in any way or manner whatsoever; derogating for that end, as we do derogate, from all Laws, Customs and Dispositions to the contrary. For such is our Pleasure. In witness whereof, we have caus'd

*His Mandate to the Parliament of Paris.* 15

Given our Seal to be affix'd to these said Presents. Given at *Thoulouse* the 24th day of *November*, the year of Grace 1659. and of our Reign the Seventeenth, sign'd, *Lewis*. And lower, by the King's Command, *De Lo-*  
*menie*.

*His most Christian Majesty's Mandate to the Parliament of Paris, for enregistering his Contract of Marriage with the Infanta of Spain.*

WE have nothing more at heart than the accomplishing, and causing to be accomplish'd on our part, all that is contain'd in the Treaties and Acts above inserted; and being desirous that the whole should be verify'd in our Court of Parliament of *Paris*: For these Causes we command and ordain most expressly, by these Presents, sign'd with our Hand, our trusty and beloved Counsellors, the Persons holding our said Court of Parliament, that they cause these said Presents to be publish'd and recorded, and the Contents thereof, and of the Treaties and Acts above-inserted, to be maintain'd, kept and observ'd inviolably, according to their Form and Tenour, without contravening or suffering any Contravention thereunto in any manner; compelling, and causing to be compel'd, all Persons to whom it shall belong, to the Observation of all the Points and Articles contain'd in the said Treaties, and that by all due and usual means in such Cases; notwithstanding all Edicts, Ordinances, Customs, as well general as local, Restrictions, Mandates and Prohibitions whatsoever contrary thereunto; from which, in regard to the Contents of the said Treaties, we have derogated, and do derogate by these Presents. For such is our Pleasure. In witness whereof we have caus'd our Seal to be affix'd hereunto. Given at *Vincennes* the 21st day of *July*, the year of Grace 1660. and of our Reign the Eighteenth, sign'd *Lewis*. And lower, by the King's Command, *De Guenegaud*, and seal'd upon a double Label with the Great Seal of yellow Wax. And underneath is written,  
*The like Letters Patent have been sent to the Chamber of Accounts, and the Court of Aids, to the Effect afore-*  
*said.*



*The most Christian King's Commission to his Attorney General, to the purpose aforesaid.*

**L**EWIS, by the Grace of God, King of *France* and *Navarre*: To our Trusty and Beloved Counsellor in our Council of State, and our Attorney General in our Court of Parliament of *Paris*, the *Sieur Fouquet*, Greeting. God having blest our Reign with the Conclusion of a happy Peace, and of our Marriage, the Treaties whereof are settled between us and our most dear and most beloved Brother, Uncle and Father-in-law, the Catholick King, by the Ministry and Interposition of our most dear and most beloved Cousin the Cardinal *Mazarine* on our part, and that of our most dear and well-belov'd Cousin, *Don Lewis Mendez de Haro*, Count Duke of *Carpio* and of *Olivarez*, first Minister and Plenipotentiary of *Spain*, on the part of our said Brother, Uncle and Father-in-law, sign'd by them, and ratify'd as well by us as by the said Catholick King. And willing that the aforesaid Treaties, and the other Acts inserted with them, which we do now send you, together with our Letters Patent, should be publish'd and enregister'd in our Court of Parliament, in the same form that was observ'd at the Treaty of *Vervins*, in the year 1598.

We, for these Causes, and other good Considerations us thereunto moving, command and order you, by these Presents, sign'd with our Hand, that forthwith, and without any delay, you do present our said Letters, and the aforesaid Treaties, to our said Court of Parliament, to make the necessary Suit and Requitions for the speedy Publication and Registration thereof, without any Hinderance, and to submit your self, in our Name, to the Observation of all the things contain'd in the aforesaid Treaties; for doing whereof we give you Power, Authority, Commission, and special and irrevocable Command by these Presents aforesaid. For such is our Pleasure. Given at *Vincennes* the 21st day of *July*, the year of Grace 1660. and of our Reign the Eighteenth. Sign'd *Lewis*. And lower, by the King's Command, *De Guenegaud*.



*Extract of the Records of Parliament.* 17

Read, publish'd and enregister'd, having heard concerning the same the King's Attorney General, and at his Requisition, to be executed according to the Form and Tenour thereof. At *Paris*, in the Parliament, the 27th day of *July*, 1660. Sign'd, *Du Tillet*.

*Extracted out of the Records of Parliament.*

SEEN by the Court, all the Chambers being assembled.—After having seen, during two Mornings, the King's Letters Patent, given at *Vincennes* the 21st of this present month of *July*, sign'd *Lewis*, and lower, by the King's Command, *De Guenegaud*, and seal'd with the Great Seal of yellow Wax, directed to his Attorney General : by which the said Lord the King, willing that the Treaty of Peace, and that of his Marriage, concluded between him and the Catholick King, by the Ministry and Interposition of the Sieurs the Cardinal *Mazarine* for that Effect, deputed on the part of the said Lord the King, and of *Don Lewis Mendez de Haro*, Count Duke of *Carpio* and *Olivarez*, first Minister and Plenipotentiary of *Spain*, by virtue of the Powers to them given for that effect ; together with the other Acts inserted at the end of the said Treaties, should be publish'd and enregister'd in the said Court, in the form observ'd at the Treaty of *Vervins* in 1598. Having for these Causes commanded and order'd the said Attorney General to present to the said Court the aforesaid Treaties of Peace and Marriage ; the said Letters Patent, and Letters of the Signet of the said 21st of *July*, directed to the said Court, for the Registration and Publication of the said Treaties of Peace and Marriage therein, with Command therefore approv'd to the said Attorney General, to make, at the Exhibition thereof, all the Suits and Requisitions necessary in such Cases, and to submit himself, in the name of the said Lord, to the Observation and Execution of all the things contain'd therein ; the Letters Patent directed to the said Court, for the Publication and Registration of the said Treaties of Peace and Marriage, and other Deeds inserted at the end thereof ; with Command to cause the same to be maintain'd, kept and observ'd inviolably, according to

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their

18 *Extract of the Records of Parliament.*

their Form and Tenour, without contravening or suffering any Contravention thereunto in any manner compelling, and causing to be compel'd all Persons whom it shall concern, to the Observation of the Points and Articles contain'd in the said Treaties, by all due means and usual in such Cases; notwithstanding all Edicts, Ordinances, Customs, as well general as local, Restrictions, Mandates and Prohibitions whatsoever, contrary thereunto: From which, in regard to the said Treaties, it is derogated by the said Letters, in which are inserted the said Treaty of Peace made between the two Crowns by the said Plenipotentiaries, sign'd by them in the *Month of Pheasants*, the 7th of *Novemb.* 1659. with the Powers given to them; to wit, by the said Lord the King to the said *Sieur Cardinal Mazarine*, by Letters Patent given at *Paris* the 10th of *May*, 1659. and to the said *Don Lewis de Haro*, by the Catholick King, by other Letters given at *Madrid* the 5th of *July* of the same year; the Ratifications of the said Treaties made by the two Kings the 24th of *November* and *December*, 1659. the Letters Patent given at *St. John de Luz* the 1st of *June*, 1660. containing the Articles agreed on, in explication of the 42d Article of the said Treaty; and the Ratification made of the said Articles of Interpretation, as the said Plenipotentiaries had agreed and settled them the 31st of *May*, 1660. together with the Contract of Marriage of the said Lord the King, with the most Serene Infanta the Lady *Maria Theresa*, eldest Daughter of the said Catholick King, made by the said *Sieur Cardinal Mazarine*, in the name and in quality of Deputy of the said Lord the King on one part, and the said *Don Lewis de Haro*, before *Pedro Colonna*, Secretary of State, the Catholick King's Scribe and Notary, the said 7th day of *November*, 1659. in presence of the Witnesses therein mention'd. At the end of which are inserted the Powers given by the two Kings to the said *Sieurs Plenipotentiaries*, for effectuating the said Contract of Marriage, by the King's Letters Patent given at *Paris* the 21st of *June*, 1659. and the Catholick King's of the 5th of *July* in the same year; with the Ratifications made in consequence by the two Kings, of the said Contract of Marriage of the 14th of *November*, and 10th of *December*, 1659. the Conclusions of the King's said Attorney General.

*Commission to betroth the Infanta of Spain.* 19

The Matter being taken into Deliberation, the said Court has order'd, and does order the said Letters, Treaty of Peace, Contract of Marriage, and other Deeds inserted therein, to be enroll'd in the Registry (or Office of Records) of the said Court, to be read, publish'd and executed according to their Form and Tenour; and that collated Copies of the said Treaty of Peace shall be sent to the Bailiwicks and Seneschalships of the Jurisdiction, there to be likewise read, publish'd, register'd and executed, according to the Form and Tenour thereof. Of which the Substitutes of the King's said Attorney General, are enjoin'd to certify the Court within a month. Done in Parliament the 27th of July, 1667. Sign'd, *Du Tillet.*

*The Commission given by the most Christian King to Don Lewis de Haro, to betroth and espouse the most Serene Infanta of Spain, in his Majesty's Name.*

**L**EWIS, by the Grace of God, King of *France* and *Navarre.* To our most dear and well-beloved Cousin, *Don Lewis Mendez de Haro* and *Guzman*, Marquis of *Carpio*, Count Duke of *Olivarez*, perpetual Governor of the Royal Palaces and Arsenal of the City of *Seville*, perpetual Grand Chancellor of the *Indies*, of the Catholick King's Council of State, Great Commander of the Order of *Alcantara*, Gentleman of the said King's Bedchamber, and his Master of the Horse, Greeting. By the first Article of the Treaty of Marriage, concluded and agreed between us and the most Serene Infanta of *Spain*, *Donna Maria Theresa*, by our common Plenipotentiaries for the Treaty of Peace, and the Business of the Marriage, sign'd in the Isle call'd, *The Isle of Pheasants*, in the River of *Bidassoa*, on the Confines of the two Kingdoms, the 7th day of *November*, 1659. it is granted and agreed, that with the Grace and Blessing of God, and upon condition of obtaining a Dispensation from our Holy Father the Pope, by reason of the Degrees of Kindred and Consanguinity between us and the said most Serene Infanta, our Espousals and Marriage

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shall



20 *Commission to betroth the Infanta of Spain.*

shall be made and celebrated, by the word of one present, in the Form, and with the Solemnities ordain'd by the sacred Canons and Constitutions of the Holy Catholick, Apostolick and *Roman Church*; and that the Solemnity of the said Marriage, by the word of one present, shall be perform'd in the Court and Palace of the said Catholick King, where the said most Serene Infanta Donna *Maria Theresa* is. In order whereto, for accomplishing the Contents of the said Article, and according to it, betrothing and espousing the said most Serene Infanta in our name, by the word of one present, it is necessary to make choice of some notable Lord of Quality, fitable to an Act so honourable and important to our Dignity and common Satisfaction. For these Causes, fully confiding in your Capacity, Sufficiency, Integrity, Prudence, Experience, and particular Desire for our Satisfaction aforesaid, with the Advice and prudent Counsel of the Queen our most honour'd Lady and Mother, of our most dear and most beloved only Brother the Duke of *Anjou*, of the Princes and Officers of our Crown, and the principal Lords of our Council, we have commission'd, order'd and deputed you, and do commission, order and depute you, by these Presents, sign'd with our Hand, and by virtue thereof in our Name, to betroth and espouse by words in Presence, in the face of the Holy Church, in the Form and with the Solemnities contain'd in the Holy Decrees thereof, the said most Serene Infanta Donna *Maria Theresa*. And for the Solemnity and Celebration of the said Marriage, to give the necessary Faith and Word of Proxy, in the same manner as we would and might do, if we were there personally present. Promising upon the faith and word of a King, to ratify personally all that shall be said, done and promis'd by you on that occasion, when the said most Serene Infanta Donna *Maria Theresa* shall be near us, in the manner, and within the time agreed and promis'd by the said Treaty of Marriage. For doing whereof we have given, and do give you full Power, Ability and Authority, Commission and special Command: For such is our Pleasure. Given at the day of the year of Grace, 1659. and of our Reign the Seventeenth. Sign'd,

*Process of the French King's Oath.* 21

*Lewis.* And lower, by the King's Command, *De Lomenie*, and seal'd with the Great Seal of yellow Wax.

*A verbal Process of the Oath made by the most Christian King of France and Navarre, to observe the Peace concluded between the two Crowns, the 6th of June, 1660.*

THE most High, most Excellent, and most Mighty Prince, the King our Sovereign Lord, and the most High, most Excellent, and most Mighty Prince the Catholick King of *Spain*, being advanc'd to the *Pyrenees* on the Frontiers of their Kingdoms, upon the occasion of the Marriage of the King our said Lord, with the most Serene Infanta of *Spain*, *Maria Theresa*: Their Majesties desiring to render more solemn and authentick the Act (or Ceremony) of the Oath they are oblig'd to take respectively, for the Observation and Accomplishment of the Treaty of Peace, concluded and sign'd the 7th of *November* last; instead of sending and deputing Persons on either side to be Witnesses of the taking of the said Oath, having resolv'd to do it publickly, in the Presence of each other, in the House built for the Interview between their Majesties, in the Isle call'd *The Isle of Pheasants*, in the River of *Bidassoa*. For the performance whereof their said Majesties transported themselves into the said House, the 6th of this present month of *June*; where, in presence of us *Lewis Phelypeaux*, *Sieur de la Brilliere*, Count of *Florentine*, Baron of *Heruif* and of *Chateauneuf* upon the *Loire*, Commander of two of the King's Orders; *Henry de Guenegaud*, Lord du *Plessis*, Marquis of *Plancy*, Viscount of *Semoine*, Baron of *St. Just*, also Commander, Keeper of the Seals of the King's said Orders; *Michael le Tellier*, Marquis of *Louvoy*, also Commander of the said Orders; and *Lewis Henry de Lomenie*, Count of *Brienne* and *Montbrun*, Baron of *Pougy*, all Counsellors of the King our aforesaid Lord, in his Councils, Secretaries of State, of his Commands, and of his Finances, his Majesty made and took the Oath which he was oblig'd to make by virtue of the Treaty of Peace; of which the Tenour follows.

*The Tenour of the most Christian King's Oath,  
for the Observation of the Peace and Treaties  
with Spain, &c.*

“ **WE LEWIS**, by the Grace of God, most  
 “ Christian King of *France* and *Navarre*,  
 “ DO PROMISE UPON OUR HONOUR, AND  
 “ UPON THE FAITH AND WORD OF A  
 “ KING, AND SWEAR UPON THE CROSS,  
 “ THE HOLY GOSPELS, AND CANON OF  
 “ THE MASS, WHICH FOR THAT END  
 “ WE HAVE TOUCH'D, that we shall observe  
 “ and fulfil, fully, really and faithfully, all and  
 “ every the Points and Articles contain'd in the  
 “ Treaty of Peace, Reconciliation and Amity, to-  
 “ gether with the secret Articles of the said Trea-  
 “ ty, made, concluded and agreed in our Name, by  
 “ our most dear and most beloved Cousin the Card-  
 “ nal *Mazarine*, and by our most dear and well-be-  
 “ lov'd Cousin Don *Lewis Mendez de Haro* and *Guz-*  
 “ *man*, Duke of *Olivarez*, in the name of the most  
 “ High, most Excellent, and most Mighty Prince  
 “ *Philip*, also, by the Grace of God, Catholick  
 “ King of *Spain*, our most dear and most beloved  
 “ good Brother, Uncle and Father-in-law, the 7th  
 “ of the month of *November* last, in the Isle call'd  
 “ the *Isle of Pheasants*, in the River of *Bidassoa*, on  
 “ the Borders of the *Pyrenees*, and since ratify'd by  
 “ us on the 24th of *November* following: As also  
 “ the Contents of the Article concluded and agreed  
 “ on in our Names the 31st of *May* last, in explica-  
 “ tion of the 42d Article of the said Treaty of  
 “ Peace, likewise ratify'd by us the 1st day of this  
 “ present Month. And that we will cause the whole  
 “ to be kept, maintain'd and observ'd inviolably on  
 “ our part, without ever doing or suffering any  
 “ thing to be done to the contrary thereof, in any  
 “ way



“ way or manner whatsoever. In Faith and Wit-  
 “ nefs whereof we have sign’d these Presents with  
 “ our own Hand, and caus’d our Seal to be affix’d  
 “ thereunto, in the said Isle call’d *The Isle of Phea-*  
 “ *sants*, the 6th day of the Month of *June*, in the  
 “ year of Grace 1660. and of our Reign the Eigh-  
 “ teenth. Sign’d *Lewis*. And lower, by the King’s  
 “ Command, *De Lomenie*, and seal’d.”

At the taking of which Oath were present and assist-  
 ed the most High, most Excellent and most Mighty  
 Princess *Anne*, by the Grace of God, Queen of *France*  
 and *Navarre*, the King’s Mother; Monseigneur the  
 King’s only Brother; Monsieur the Cardinal *Mazarine*,  
 holding the *Book of the Holy Gospels*, upon which his Maje-  
 sty’s Hands were laid; Monsieur the Prince of *Conti*,  
 Prince of the Blood, Peer of *France*, Governor and  
 Lieutenant-General for his Majesty in his Province of  
*Languedoc*, and several Princes, Dukes, Peers and Maref-  
 chals of *France*, and other Officers of the Crown, great  
 and notable Personages of his Council. In witness  
 whereof, and by his Majesty’s Commands, we have  
 sign’d these Presents with our Hands, in the said *Isle of*  
*Pheasants*, the said 6th day of *June* 1660. Sign’d, *Phe-*  
*lippeaux*, *De Guenegaud*, *Le Tellier*, and *De Lomenie*.

F I N I S.



